Page 2 of 3

11 West 42nd Street, Suite 900 New York, NY 10036 (212) 354-0025 Fax (212) 869-0067

TL@Tisdale-Lennon.com



TISDALE & LENNON, LLC

ATTORNEYS AT LAW

10 SPRUCE STREET SOUTHPORT, CT 06890 (203) 254-8474 FAX (203) 254-1641

www.Tisdale-Lennon.com

January 10, 2006

<u> Via Facsimile: (212) 332-8301</u>

Ernest H. Gelman, Esq. 45 Rockefeller Plaza, Suite 2452 New York, NY 10111

Re: Seamount International v. Kuehne + Nagel; 12/10/03 booking note

Our ref: 1219

Dear Mr. Gelman:

Please be advised that we represent Seamount International with regard to the above referenced matter. We refer to your letter of March 24, 2005 to Seamount International c/o San-Trans demanding arbitration pursuant to Clause 38 of the Liner Booking Note. Please be advised that Seamount counterclaims against the K+N entities that you represent for unpaid freight, costs and other damages arising from their breach of the Booking Note.

Your March 24, 2005 letter proposes three individuals from which to choose a sole arbitrator, including Mr. David W. Martowski. Please be advised that Seamount accepts Mr. Martowski as the sole arbitrator for this dispute. We will write separately to Mr. Martowski requesting that he accept the parties' joint nomination and will copy you on that correspondence.

Very truly yours,

Patrick F. Lennon

PFL/bhs

11 West 4/nd Street, Suile 900 New York, NY 10036 (212) 354-0025 LAX (212) 869-0067



TISDALE & LENNON, LLC

SOLITHPORT, CT 06890 (20J) 254-8474 Fax (203) 254-1611

IÚ SPRUCE STREET

www.Tisdale-Lennon.com

TLOMsdale-Lemmann

January 10, 2006

Via Fursimile: (2.12) 332-8301 Ernest H. Gelman, Esq. 45 Rockefeller Plaza, Suite 2452 New York, NY 10111

Re: Seamount International v. Kuchne + Nagel, 12/10/03 booking nule

Our ref: 1219

Dear Mr. Gelmon:

Please be advised that we represent Sesmount International with regard to the above relevenced matter. We releve to your letter of March 24, 2005 to Seamount International c/o San-Trans demanding arbitration pursuant to Clause 38 of the Liner Booking Note. Please be advised that Seamount counterclaums against the K+N entities that you represent for unpaid freight, costs and other damages arising from their breach of the Booking Note.

Your March 24, 2005 letter proposes three individuals from which to choose a sole arbitrator, including Mr. David W. Martowski. Please be advised that Sestmount accepts Mr. Martowski as the sole arbitrator for this dispute. We will write separately to Mr. Martowski requesting that he accept the parties' joint nomination and will copy you on that correspondence.

Very maly yours.

Palitick F. Lennon

PPI/hha

L'HOMAS L. TISDALE ADMITTEDINNY & CT PATTUCK E LENNON ASSETTED IN NY & CT

CHARLES B. MURPHY ADMITTED IN NY & CT KEVEN J. JANNEYN

TATIREN C. DAVIES

NANCY R. PETERSON

	# O K			20:01,01	NORMAL	6121/-#108828821216
9 to N	flusaA	əşeq	en i T	Start	apoW	lax√Phone Number

20:01 3002 Of net

l.q